Application No.: 10/822,928 Filed: April 13, 2004 TC Art Unit: 3781 Confirmation No.: 4439

Rev 10/08

WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP

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Attorney

Docket No.: ROCKG-001XX

Via Electornic Mail COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

| In re | annlica | ation of: | Rock A | A. Gagnebin |
|-------|---------|-----------|--------|-------------|

| Entitled: | VACUUM-OPERATED TRASH RECEPTACLE |
|-----------|----------------------------------|

| Transn | ted herewith is an amendment in the above-identified application. The following checked items are applicable: |
|--------|--|
| [] | This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$) per §1.17(e). [] Enter the unentered amendment previously filed on per §1.116. |

- [X] Small Entity Status is asserted.
- [X] A Petition for Extension of Time for <u>1</u> month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$`65.00) per §1.17.
- [X] In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- [] Other:

| CLAIMS AFTER AMENDMENT: | MINUS PRIOR PAID CLAIMS: | EQUALS PRESENT EXTRA CLAIMS: | RATE: | ADDITIONAL FEE: |
|---|---------------------------|---------------------------------|--------------|--------------------|
| Independent | 2 - 3 | = 0 | x \$220.00 = | 0 |
| Total | 9 - 20 | = 0 | x \$ 52.00 = | 0 |
| [] Multiple Dependent (| Claims (1st presentation) | | + \$390.00 = | 0 |
| SUBTOTAL ADDITIONAL FEE | | | | 0 |
| Small Entity filing, divide by 2. Small Entity status must be asserted. | | | | 0 |
| TOTAL ADDITIONAL FEE | | | | 0 |

| [X] | No additional fee. | [] | The fee has been calculated above; authorized | orization is provided herewith to charge |
|-----|--------------------|----|---|--|
| | | | Deposit Account No. 23-0804 (\$ |) for the cost of same. |

[X] The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

/Charles L. Gagnebin III/ Attorney of Record: Charles L. Gagnebin III Registration No.: 25,467

Date: 1-9-2009

CLG/dkh/374666.1